



**U.S. Department of Justice**

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November 30, 2022

Hon. Marian W. Payson  
United States Magistrate Judge

Re: ***United States v. Mark Phillips*** | **21-mj-4062**

Dear Judge Payson,

This matter is currently scheduled for a status conference on December 7, 2022 in order to address the defendant's motion for the assignment of CJA counsel. (Dckt. 57).

Although the defendant's motion likely triggers an automatic exclusion of time for the purposes of the speedy trial clock, the government moves for an exclusion of time pursuant to 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7) between today's date and December 7, 2022, so that the defendant can obtain trial counsel.

I spoke with Mr. Phillips' current attorney, Camille Abate, Esq., and it is my understanding that she has no objection to this request.

Thank you for your attention to this matter.

Time is excluded between today and 12/7/22 due to the pendency of counsel's motion to withdraw and in the interests of justice, under 18 U.S.C. Section 3161(h)(7), to permit the issue of counsel's requested withdrawal to be addressed and resolved. SO ORDERED.

*Marian W. Payson*

Marian W. Payson, U.S.M.J.  
December 1, 2022

Very truly yours,

TRINI E. ROSS  
United States Attorney

*s/Kyle P. Rossi*

BY: KYLE P. ROSSI  
Assistant United States Attorney